

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – Social Welfare Department – Allegations of corruption against Sri Perika Yadagiri Junior Assistant, Office of Deputy Director, Social welfare, Nalgonda – Trap case – Sanction of Prosecution - Orders – Issued.

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SOCIAL WELFARE (SER.III.1) DEPARTMENT

G.O.Ms.No. 2

Dated. 02-01-2010.

ORDER:

Whereas, Sri. Perika Yadagiri, S/o Buchaiah, worked as Junior Assistant in the Office of Deputy Director, Social Welfare, Nalgonda from 20.06.2008 to 12.05.2009 and by virtue of the post held by him he falls under category of public servant as defined under Sec.2 (c) of the Prevention of Corruption Act – 1988 (Act 49 of 1988).

2. And whereas, it is alleged that, Sri Katta Mohan Reddy is working as Fitter Instructor, Krushi Industrial Training Institute, Bhongir, Nalgonda District for the past (18) years. The Krushi Industrial Training Institute is one of the (6) Colleges run by Lumbini Education Societies, Bhongir and Sri D.Anantha Ramulu is the chairman of the said Society. Sri Katta Mohan Reddy is also looking after the administrative matters of the colleges such as Admissions and Scholarships of the Colleges besides his instructor work. The Deputy Director, Social Welfare Department, Nalgonda issues the scholarships and reimbursement of tuition fee in the form of Cheques/demand drafts for the S.C. students of their Colleges. They collect the cheques from Social Welfare Department and credit it in the Bank Accounts of their concerned colleges. After that, the scholarship amounts are disbursed to the S.C. Students through cheques and the Tuition fee will be credited in the College Accounts. They came to know that an amount of Rs.37,86,582/- was sanctioned by the Deputy Director, Social Welfare, Nalgonda towards scholarships and reimbursement of tuition fee for the S.C. Students of their Colleges for the academic year 2008-09. On the instructions of their Chairman, Sri Katta Mohan Reddy went to Social Welfare office in Nalgonda on 31.03.2009 and met the concerned clerk Sri Yadagiri and enquired about the scholarships of their colleges. Sri Yadagiri informed him that an amount of Rs.37,86,582/- was sanctioned and demanded an amount of Rs. 60,000/- as bribe for issuing the cheques for the said amount. On which, Sri Katta Mohan Reddy stated that, he was an employee of the Society and he would talk to their Chairman about the demand of bribe and went away. Subsequently, he informed the chairman about the demand of bribe by Sri Yadagiri for issuance of cheques of Scholarship amount. On which the Chairman stated that the Scholarship amount was meant for S.C. Students and there are no irregularities or fictitious claims and there was no need to pay any bribe amount to the employees of Social Welfare Department. Sri Katta Mohan Reddy once again, on the instructions of Chairman, went to Social Welfare Office, Nalgonda on 20.04.2009 and met Sri Yadagiri, Junior Assistant and requested him to issue scholarship cheques. For which Sri Yadagiri stated that an amount of Rs. 2,60,000/- was sanctioned towards Industrial Training Institute Students and the remaining amount of Rs.35,00,000/- pertaining to the students of other Colleges of their Society and demanded bribe of 10% on the scholarship amount of Industrial Training Institute College students and 1% bribe on the other amount totaling to Rs.60,000. Sri Yadagiri also stated that only on the payment of bribe of Rs.60,000/- , he would give cheques of scholarship amounts and added that the bribe amount was to be disbursed among his superior officers. When Sri Katta Mohan Reddy expressed his inability to pay such a huge amount as bribe, Sri Yadagiri reduced his demand of bribe to Rs.50,000/- and informed that unless the said bribe is paid, he would not give the cheques of scholarship amounts of their colleges. As there was not other go, Sri Katta Mohan Reddy returned saying that he would come in a week or 10 days after consulting with Chairman. Sri Katta Mohan Reddy informed to the Chairman about the demand of bribe by Yadagiri Junior Assistant, but the Chairman was not willing to pay bribe amount to Sri Yadagiri and asked Sri Katta Mohan Reddy to approach the ACB Officials and lodge a complaint against Sri P.Yadagiri. Therefore Sri Katta Mohan Reddy requested to take necessary legal action against

(p.t.o)

Sri P.Yadagiri Junior Assistant, Office of the Deputy Director, Social Welfare, Nalgonda. The Deputy Superintendent of Police, Anti Corruption Bureau, Hyderabad Range, Hyderabad, after due enquiry registered a case in Cr.No.7/ACB-HR/2009 under Section 7 of the Prevention of Corruption Act, 1988 on 08.05.2009 at 08.30 hours and investigated into.

3. And whereas, it is alleged that on the date of trap i.e. on 08.05.2009 Sri Katta Mohan Reddy, the Complainant after leaving the trap party at 11.25 hours at Vijaya Durga Hotel, near the Collectorate, Nalgonda, proceeded to the Office of Sri P. Yadagiri, Junior Assistant, driven by one of the Anti Corruption Bureau Officials and he was followed by the Deputy Superintendent of Police, Anti Corruption Bureau and other members of the trap party. After reaching the office, Sri Katta Mohan Reddy went to the 1st floor where the Office of the Deputy Director, Social Welfare is situated and found Sri P.Yadagiri, Junior Assistant, was available at his seat. On seeing him, Sri P. Yadagiri welcomed and offered him a seat, available opposite to him. Then Sri P. Yadagiri enquired Sri Katta Mohan Reddy whether the demanded bribe was brought. On his affirmative reply, Sri Yadagiri asked Sri Katta Mohan Reddy to wait for some time as he was busy otherwise. After some time Sri P.Yadagiri obtained the signatures of Sri Katta Mohan Reddy, the Cheque/DD issue Register and handed over to him (11) Demand Drafts of their institutions and informed that another two cheques of their institutions were handed over to one Sri Sathyanarayana, Junior Assistant, Office of the Assistant Social Welfare Officer, Bhongir to handover the same to the concerned institutions. That Sri Katta Mohan Reddy received a total (11) Demand Drafts along with its enclosures. Then Sri Katta Mohan Reddy to come out of the office and took him to the parking place. Sri Yadagiri took his bike and asked Sri Katta Mohan Reddy to sit on the bike as pillion Rider and drove the vehicle away from the Office stating that he would receive the bribe amount at Road Transport Corporation Bus stand after dropping him there. Sri Katta Mohan Reddy also observed that their bike was followed by the Trap party in their vehicles. Sri Yadagiri while driving his vehicle towards the R&B Guest house suddenly stopped Opposite to Canara Bank, near R & B Guest House, Nalgonda and asked Sri Katta Mohan Reddy to pay the bribe amount. Then Sri. Katta Mohan Reddy took out the wad of currency notes from his left front shirt pocket and offered to Sri. P.Yadagiri, who received the said amount with his left hand, counted with both hands and kept the amount in his left side pant packet and sped away after dropping him there. Sri. P.Yadagiri, Junior Assistant after receipt of the bribe amount from Sri. K.Mohan Reddy, proceeded on his motorbike to the house of his co-brother Sri. Mulakala Harinath S/o Satyam, 40 years, Occ. Cook in Social Welfare Boys Hostel, Narketpally, Nalgonda District, situated at H. No. 3-7-120, Linewadi, Nalgonda and handed over the amount to Sri. Harinath informing him that he would take back the same after some time. Both the hand fingers and the inner flap of the left side Pant Pocket of Sri. P.Yadagiri which came into contact with the tainted currency notes when subjected Chemical test yielded positive results. The tainted amount of Rs. 50,000/- was recovered from the House of Sri. Harinath, bearing No. 3-7-120, Linewadi, Nalgonda and said amount of Rs. 50,000/- was seized under cover of post trap proceedings.

4. And whereas, the said acts of Sri. Perika Yadagiri, Junior Assistant, Office of the Deputy Director, Social Welfare, Nalgonda, constitute Offences Punishable Under Sections 7 & 13(1)(d) read with Sections 13(2) of the Prevention of Corruption Act, 1988.

5. And whereas, the Government of Andhra Pradesh being the authority competent to remove the said Sri. Perika Yadagiri, Junior Assistant, Office of the Deputy Director, Social Welfare, Nalgonda, from Government Service after fully and carefully examining the materials viz., copy of FIR, copies of statements of witnesses, copies of documents and other material placed before them in regard to the said allegations and having regards to the facts and circumstances of case, consider that the said Sri. Perika Yadagiri, Junior Assistant, Office of Deputy Director, Social Welfare, Nalgonda, should be prosecuted in a court of law for the said offences.

(Contd...3/-)

6. Now, therefore, in exercise of the powers conferred Under Section 19(1)(b) of the Prevention of Corruption Act, 1988, the Government of Andhra Pradesh hereby accord sanction for the prosecution of Sri. Perika Yadagiri, Junior Assistant, Office of Deputy Director, Social Welfare, Nalgonda, for the afore said offences punishable under Sections 7 & 13(1)(d) read with Section 13(2) of the prevention of Corruption Act, 1988 and for any other cognate offenses punishable under any other provisions of law for the time being in force in respect of the above said allegations and for taking cognizance of the said offence by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To,
The Director General,
Anti-Corruption Bureau,
A.P., Hyderabad.
Copy to:- Sf/Sc

// FORWARDED BY ORDER //

SECTION OFFICER